

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Atty JRL-2380-207

Dkt.

C# M#

LEHTOVIRTA et al.

TC/A.U.

2617

Serial No. 09/778,960

Examiner: Khawar Iqbal

Filed: February 8, 2001

Date: February 4, 2008

Title: METHOD AND APPARATUS FOR RELEASING CONNECTIONS IN AN ACCESS NETWORK

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

RESPONSE/AMENDMENT/

This is a response/amendment/letter in the above-identified application and includes an attachment which is hereby incorporated by reference and the signature below serves as the signature to the attachment in the absence of any other signature thereon.

☐ **Correspondence Address Indication Form Attached.****Fees are attached as calculated below:**

Total effective claims after amendment 50 minus highest number
previously paid for 52 (at least 20) = 0 x \$50.00 \$0.00 (1202)/\$0.00 (2202) \$

Independent claims after amendment 5 minus highest number
previously paid for 5 (at least 3) = 0 x \$210.00 \$0.00 (1201)/\$0.00 (2201) \$

If proper multiple dependent claims now added for first time, (ignore improper); add
\$370.00 (1203)/\$185.00 (2203) \$

Petition is hereby made to extend the current due date so as to cover the filing date of this
paper and attachment(s)

One Month Extension \$120.00 (1251)/\$60.00 (2251)
Two Month Extensions \$460.00 (1252)/\$230.00 (2252)
Three Month Extensions \$1050.00 (1253)/\$525.00 (2253)
Four Month Extensions \$1640.00 (1254)/\$820.00 (2254)
Five Month Extensions \$2,230.00 (1255)/\$1115.00 (2255) \$ 120.00

Terminal disclaimer enclosed, add \$130.00 (1814)/ \$65.00 (2814) \$

☐ Applicant claims "small entity" status. ☐ Statement filed herewith

Rule 56 Information Disclosure Statement Filing Fee \$180.00 (1806) \$ 0.00

Assignment Recording Fee \$40.00 (8021) \$ 0.00

Other: \$ 0.00

TOTAL FEE \$ 120.00☒ **CREDIT CARD PAYMENT FORM ATTACHED.**

The Commissioner is hereby authorized to charge any deficiency, or credit any overpayment, in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Account No. 14-1140. A duplicate copy of this sheet is attached.

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NIXON & VANDERHUYE P.C.
By Atty: John R. Lastova, Reg. No. 33,149

Signature: _____



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Atty. Ref.: 2380-207; Confirmation No. 5814

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* * * * *

February 4, 2008

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P.O. Box 1450
Alexandria, VA 22313-1450

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Sir:

REQUEST FOR RECONSIDERATION

In response to the Official Action dated October 3, 2007 (for which petition is hereby made for a one month extension of time), Applicants respectfully request reconsideration and allowance.

All the claims 1-45 now stand rejected under 35 U.S.C. §103 based on "Admitted prior art (background of the invention) and Streter. This rejection is respectfully traversed.

Applicants reject the allegation that the text applied from Applicants' own specification from page, 5, line 19-page 7, line 18 is admitted prior art. First, Applicants never admitted that page, 5, line 19-page 7, line 18 was prior art. There must be an explicit admission by the Applicant in the specification or during prosecution that something is prior art in order for it to be admitted prior art. See, e.g., *Riverwood Int'l Corp. v. R.A. Jones & Co.*, 324 F.3d 1346, 1354